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Agenda item 10

Technical assistance and capacity-building

Belgium, Brazil, France,* Germany, Haiti,* Honduras,* Italy,* Paraguay,* Spain,
Turkey:* draft resolution

38/... Technical assistance and capacity-building in the field of human rights in Haiti

The Human Rights Council,

Guided by the purposes and principles of the Charter of the United Nations,

Reaffirming that all States have primary responsibility for promoting, protecting and upholding the human rights and fundamental freedoms enshrined in the Charter, the Universal Declaration of Human Rights, the international covenants on human rights and the other international and regional human rights instruments to which they are party,

Reaffirming the sovereignty, independence, territorial integrity and unity of Haiti,

Noting the early results of the “Caravan for Change” launched by the Government of Haiti with the aim of finding sustainable solutions to improve the promotion and protection of economic, social and cultural rights, including the right to development of the people of Haiti,

Recognizing the progress made by Haiti in a number of areas, including human rights, the adoption by the Human Rights Council in March 2017 of its decision 34/110, in which it adopted the report on Haiti prepared by the Working Group on the Universal Periodic Review in the course of the second cycle of the universal periodic review,¹ and the appointment in October 2017 of a new ombudsman to head the Office of the Ombudsman,

Noting the closing down of the United Nations Stabilization Mission in Haiti in October 2017 and the extension until 15 April 2019 of the mandate of the United Nations Mission for Justice Support in Haiti, in accordance with Security Council resolutions 2350 (2017) of April 2017 and 2410 (2018) of April 2018,

Recalling the adoption by the United Nations General Assembly on 13 July 2017 of resolution 71/161 B, on the new United Nations approach to cholera in Haiti following the end of the mandate of the United Nations Stabilization Mission in Haiti, to help combat the cholera epidemic in Haiti and provide material assistance and support to the communities and Haitians most affected,

* State not a member of the Human Rights Council.

¹ A/HRC/34/14 and A/HRC/34/14/Add.1.



Taking note of the report of the United Nations High Commissioner for Human Rights on the development of a national action plan to implement recommendations of human rights mechanisms in Haiti,²

Welcoming the political will of the Government of Haiti to continue strengthening the enjoyment of civil and political rights by Haitians, through the rule of law and access to justice, including the fight against the global scourges of impunity and corruption,

1. *Invites* the Government of Haiti to step up its efforts to protect, promote and uphold human rights, taking into account the recommendations in the High Commissioner's report³ and in collaboration with the Office of the United Nations High Commissioner for Human Rights and, in particular, Haitian civil society, by taking the following measures:

(a) Appointing a high-level focal point for human rights within the executive branch;

(b) Drawing up an action plan to implement the recommendations made by human rights mechanisms, on the basis of the draft national action plan for human rights prepared in 2014;

(c) Strengthening the Interministerial Human Rights Committee by providing it with the material and financial resources it needs in order to better meet the demands made on it;

(d) Reducing the number of persons held in pretrial detention for more than two years, including by implementing the recommendations of the Presidential Commission of Inquiry into the Prison Situation in Haiti;

(e) Ensuring individual accountability through appropriate judicial measures in relation to human rights violations committed by members of the Haitian National Police, including in connection with the serious incidents reported at Lilavois and Grand Ravine in October and November 2017;

(f) Establishing a truth, justice and reparation commission to address the gross and systematic human rights violations committed in the past;

2. *Requests* the Office of the United Nations High Commissioner for Human Rights, in close consultation with the Government of Haiti and in collaboration with Haitian civil society, women's rights groups and the Office of the Ombudsman, to provide technical assistance and capacity-building support to the Government of Haiti with a view to implementing effectively the actions listed in paragraph 1 above, including by providing international staff to support the Interministerial Human Rights Committee in:

(a) Preparing the national action plan;

(b) Preparing reports for submission to treaty bodies;

(c) Holding workshops on a regular basis;

3. *Requests* the Secretary-General of the United Nations to allocate the necessary resources, including financial resources, to the Office of the United Nations High Commissioner for Human Rights for a period of one year;

4. *Encourages* the Government of Haiti to enhance the participation of women in political life and in the civil service, and urges it to implement article 17.1 of the 1987 Constitution, as amended in 2012, which sets a quota of at least 30 per cent of women at all levels of national life;

² A/HRC/38/30.

³ *Ibid.*, para. 70.

5. *Requests* the High Commissioner for Human Rights to submit a written report to the Human Rights Council and to organize an interactive dialogue at its forty-second session;

6. *Decides* to remain seized of the matter.
